

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DISH NETWORK, L.L.C.,

Plaintiff,

v.

AMERICAN BROADCASTING COMPANIES, INC., CBS CORPORATION, FOX ENTERTAINMENT GROUP, INC., FOX TELEVISION HOLDINGS, INC., FOX CABLE NETWORK SERVICES, L.L.C., and NBC UNIVERSAL MEDIA, L.L.C.,

Defendants.

ABC, INC., AMERICAN BROADCASTING COMPANIES, INC., AND DISNEY ENTERPRISES, INC.,

Counterclaimants,

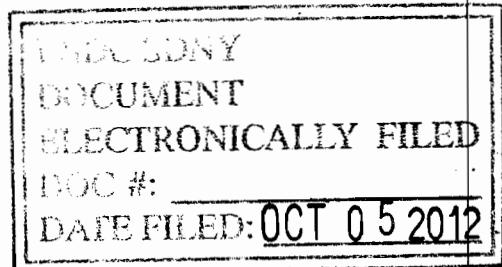
v.

DISH NETWORK CORPORATION, AND DISH NETWORK, L.L.C.,

Counterclaim Defendants.

Civil Action No.:12-cv-4155 (LTS)(KNF)

**STIPULATION AND [REDACTED]  
ORDER FOR  
DEFENDANTS/COUNTERCLAIM  
PLAINTIFFS ABC, INC., AMERICAN  
BROADCASTING COMPANIES, INC.,  
AND DISNEY ENTERPRISES, INC. TO  
FILE AMENDED ANSWER AND  
COUNTERCLAIMS TO PLAINTIFF'S  
FIRST AMENDED DECLARATORY  
JUDGMENT COMPLAINT AND TO  
MODIFY THE CASE CAPTION**



The attorneys for Defendants/Counterclaim Plaintiffs ABC, Inc., American Broadcasting Companies, Inc., and Disney Enterprises, Inc. (collectively, "ABC Parties") and Plaintiff/Counterclaim Defendant DISH Network, L.L.C. and Counterclaim Defendant DISH Network Corporation (collectively, "DISH") hereby stipulate and agree as follows:

1. Pursuant to Fed. R. Civ. P. 15(a)(2) and the Pre-Trial Scheduling Order entered in the above-captioned case (ECF No. 103), the ABC Parties may amend their Answer and

Counterclaims by filing the attached proposed Amended Answer and Counterclaims to Plaintiff's First Amended Declaratory Judgment Complaint. This stipulation is made with reservation of all rights by all parties, and by stipulating to permit the ABC Parties to amend their Answer and Counterclaims, no party waives any rights.

2. The name of EchoStar Technologies L.L.C., should be added to the case caption as a Counterclaim Defendant in connection with the ABC Parties' Counterclaims. In their Amended Answer and Counterclaims, the ABC Parties are adding Counterclaims against EchoStar Technologies L.L.C. The case caption of the ABC Parties' proposed Amended Answer and Counterclaims contains EchoStar Technologies L.L.C., and the parties respectfully request that the Court direct the Clerk of the Court to change the case caption in the records of this Court accordingly.

3. The ABC Parties' Answer to Plaintiff's First Amended Declaratory Judgment Complaint and Counterclaims, filed by the ABC Parties on August 31, 2012, is hereby superseded. The parties stipulate and agree that the ABC Parties' Amended Answer and Counterclaims will be deemed to be the Answer and Counterclaims to Plaintiff's First Amended Declaratory Judgment Complaint.

4. The ABC Parties' Amended Answer and Counterclaims, including the modified case caption, is attached hereto as Exhibit 1.

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Dated October 2, 2012

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: 10/4/12



LAURA TAYLOR SWAIN, U.S.D.J

